

LINDSAY ANNE WESTON  
Attorney State Bar No. 73132  
1477 Drew Avenue, Suite 106  
Davis, California 95618  
(530) 756-7774

Attorney for Defendant,  
JESUS TAMAYO TAMAYO

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
JESUS TAMAYO TAMAYO,  
  
Defendant.

**No. CR-S-05-113-LKK**

**STIPULATION TO CONTINUE  
SENTENCING DATE AND  
DISCLOSURE SCHEDULE;  
ORDER**

THE PARTIES TO THIS ACTION, JESUS TAMAYO TAMAYO, by and through his appointed counsel of record, Lindsay Anne Weston, and Plaintiff United States of America, through its counsel, Assistant United States Attorney Mary Grad, hereby stipulate and request this Court continue the sentencing date scheduled in this matter on January 23, 2007, at 9:30 a.m. to March 13, 2007, at 9:30 a.m.

This is the third request for a continuance which is made by the defense. It is to allow defense counsel additional time to conduct and complete investigation of issues she deems pertinent to the sentence in this matter, more specifically,

1 information supporting undersigned defense counsel's opinion that defendant  
2 suffers acquired cognitive dysfunction/brain damage. Additional time is necessary  
3 to complete the neuropsychological evaluation of Mr. Tamayo. The basis for this  
4 continuance and the proposed dates for the disclosure and objections to the pre-  
5 sentence report have been discussed with United States Probation Officer Terry  
6 Sherbondy.  
7  
8

9 The parties further request this Court adopt the following schedule for  
10 disclosure of and objections to the Pre-Sentence Report:  
11

12 Sentencing Motions and Motions to Correct PSR: March 6, 2007

13 Filing and Disclosure of PSR to Court and parties: February 27, 2007

14 Counsel's written objections to PSR to Probation: February 20, 2007

15 Proposed PSR disclosed to parties: February 6, 2007  
16  
17  
18

19 /////

20 /////

21 /////

22 /////

23 /////

24 /////

25 /////

26 /////

27 /////

28 /////

1 This Stipulation is also based on all records and pleadings in this matter.

2 Resepctfully submitted,

3  
4 DATED: November 30, 2006

\_\_\_\_\_/s \_\_\_\_\_  
5 LINDSAY ANNE WESTON  
6 Counsel for Defendant Tamayo


7  
8 DATED: November 30, 2006

\_\_\_\_\_/s/\_\_\_\_\_  
9 MARY GRAD  
10 Counsel for Plaintiff  
11 United States of America

12  
13  
14  
15 **[PROPOSED] ORDER**

16 GOOD CAUSE APPEARING, the sentencing is continued to March 13,  
17 2007, at 9:30 a.m. and the above disclosure schedule is adopted.

18  
19 DATED: December 1, 2006

20  
21  
22   
23 LAWRENCE K. KARLTON  
24 SENIOR JUDGE  
25 UNITED STATES DISTRICT COURT  
26  
27  
28